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SERVICE DATE - AUGUST 7, 1997

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 27590 (Sub-No.2)

TTX COMPANY, ET AL.--APPLICATION FOR APPROVAL OF THE  
POOLING OF CAR SERVICE WITH RESPECT TO FLAT CARS

AGENCY: Surface Transportation Board.

ACTION: Decision.

SUMMARY: In this proceeding, the Interstate Commerce Commission (ICC) provided for the monitoring of TTX Company (TTX) during the 10-year term of its pooling extension. The Board reopened this proceeding to take comments from interested parties on whether any of TTX's activities require any action or particular oversight on the Board's part at this time. No comments were filed, and the Board is taking no further action at this time.

EFFECTIVE DATE: This decision will be effective on its date of service.

FOR FURTHER INFORMATION CONTACT: Melvin F. Clemens, Jr., (202) 565-1573. [TDD for the hearing impaired: (202) 565-1695.

SUPPLEMENTARY INFORMATION: In a 1994 decision approving a 10-year extension of TTX's pooling authority, <sup>1/</sup> the ICC required its Office of Compliance and Enforcement (OCE) to monitor TTX's operations and to report on any problems at the end of the third and seventh years. Pursuant to the ICC Termination Act of 1995, Pub. L. No. 104-88, 109 Stat. 803 (1995)(ICCTA), effective January 1, 1996, the ICC was abolished; a number of its functions were eliminated; and its remaining rail and certain non-rail functions were transferred to the Surface Transportation Board (Board), newly established under the ICCTA.

Because the authority over TTX's pooling arrangement was transferred to the Board under the ICCTA, the Board is now responsible for monitoring TTX's activities. To carry out that responsibility, on March 7, 1997, the Board requested comments on whether any of TTX's activities require any action or particular oversight on the Board's part at this time. No comments were filed by any party wishing to express a concern about TTX's activities. Therefore, the Board does not believe that any further monitoring action is necessary or appropriate at this time.

**Environment**

This action will not significantly affect either the quality of the human environment or the conservation of energy resources.

It is ordered:

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<sup>1/</sup>This pooling authority was approved in Finance Docket No. 27590 (Sub-No.2), TTX Company, Et.Al.-- Application For Approval of the Pooling of Car Service With Respect to Flat Cars, served August 31, 1994.

1. No further action by the Board to monitor TTX's activities is required at this time.

2. This decision is being served on all parties appearing on the service list in Finance Docket No. 27590 (Sub-No.2).

3. This decision is effective on the service date.

Decided: July 29, 1997

By the Board, Chairman Morgan, Vice Chairman Owen.

Vernon A. Williams  
Secretary